

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO. <u>05-563</u></b>
<b>v.</b>	<b>:</b>	<b>DATE FILED: <u>9/27/05</u></b>
<b>JUAN C. COLON</b>	<b>:</b>	<b>VIOLATIONS:</b>
<b>DESHIA LOVE</b>	<b>:</b>	<b>18 U.S.C. § 1951 (conspiracy to interfere</b>
<b>JAVIER SALGADO</b>	<b>:</b>	<b>with interstate commerce by robbery - 1</b>
	<b>:</b>	<b>count)</b>
	<b>:</b>	<b>18 U.S.C. § 1951 (interference with</b>
	<b>:</b>	<b>interstate commerce by robbery - 5</b>
	<b>:</b>	<b>counts)</b>
	<b>:</b>	<b>18 U.S.C. § 924(c) (carrying and</b>
	<b>:</b>	<b>using a firearm during and in relation to</b>
	<b>:</b>	<b>crime of violence - 5 counts)</b>
	<b>:</b>	<b>18 U.S.C. § 2 (aiding and abetting)</b>
		<b>Notice of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

1. At all times relevant to this indictment, the following businesses (hereafter “the victim businesses”) were engaged in and affecting interstate commerce, providing food and drink, or goods and services, which was produced and transported from other states to Pennsylvania, to residents of the Commonwealth of Pennsylvania and out-of-state residents:

- a. Garcia Grocery store located at 200 Westmoreland Street,  
Philadelphia, Pennsylvania (“Garcia Grocery”);
- b. The Pizza Shoppe located at 1500 Lycoming Avenue, Philadelphia,  
Pennsylvania (“Pizza Shoppe”);
- c. Union Grocery store located at 300 West Roosevelt Boulevard,

Philadelphia, Pennsylvania (“Union Grocery”);

d. George’s Pizza restaurant located at 1363 Lycoming Avenue,  
Philadelphia, Pennsylvania (“George’s Pizza”); and

e. Sunoco A-Plus Mini Market located at 3670 Richmond Street,  
Philadelphia, Pennsylvania (“Mini Market”).

2. From on or about March 9, 2005 through on or about April 2, 2005, in the  
Eastern District of Pennsylvania, defendants

**JUAN C. COLON,  
DESHIA LOVE, and  
JAVIER SALGADO**

conspired and agreed together, and with others known and unknown to the grand jury, to commit robbery, which robbery would unlawfully obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, in that defendants JUAN C. COLON, DESHIA LOVE, and JAVIER SALGADO conspired to unlawfully take and obtain money from the person and presence of employees of the victim businesses including the Garcia Grocery, the Pizza Shoppe, the Union Grocery, the Carpet Contractor, George’s Pizza, and the Mini Market, against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person and property, all in violation of Title 18, United States Code, Sections 1951(a), (b)(1) and (b)(3).

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**MANNER AND MEANS**

It was part of this conspiracy that:

3. Defendants JUAN C. COLON and DESHIA LOVE planned and executed the robberies of the victim businesses to obtain cash.
4. In the commission of the robberies of the victim businesses, defendants JUAN C. COLON, DESHIA LOVE, and JAVIER SALGADO, and others known and unknown to the grand jury:
  - a. armed themselves with firearms;
  - b. drove together to the victim businesses, while defendant JAVIER SALGADO acted as a lookout;
  - c. sometimes concealed their identities by covering their faces;
  - d. entered the victim businesses brandishing firearms, and then threatened to injure and kill patrons and customers to obtain money; and
  - e. after obtaining the cash proceeds from the victim businesses, fled and then split the cash proceeds.

**OVERT ACTS**

In furtherance of the conspiracy and to effect the objects of the conspiracy, defendants JUAN C. COLON, DESHIA LOVE, and JAVIER SALGADO, and others committed the following overt acts, among others, in the Eastern District of Pennsylvania:

**The Garcia Grocery Armed Robbery**

On or about March 9, 2005:

1. Defendant JUAN C. COLON, who was armed with a 9 mm semi-

automatic pistol and Person #1, unknown to the grand jury (Person # 1), who was armed with a .38 caliber revolver, entered the Garcia Grocery, located at 200 Westmoreland Street in Philadelphia, Pennsylvania.

2. At gunpoint, defendant JUAN C. COLON and Person #1 demanded money from a store employee and stole approximately \$150 in cash from the cash register and an employee's wallet.

3. Defendant JUAN C. COLON and Person #1 then fled in a gray Ford Taurus.

#### **The Pizza Shoppe Armed Robbery**

On or about March 9, 2005:

4. Defendants JUAN C. COLON, who was armed with a handgun, and DESHIA LOVE, who was armed with a 9 mm semi-automatic pistol, entered the Pizza Shoppe restaurant at 1500 East Lycoming Avenue in Philadelphia.

5. Defendants JUAN C. COLON and DESHIA LOVE brandished their guns, demanded money from a store employee at gunpoint, stole approximately \$275 in cash from the cash register and the employees, and fled.

#### **The Union Grocery Armed Robbery**

On or about March 10, 2005:

6. Defendants JUAN C. COLON, who was armed with a 9 mm semi-automatic pistol, and DESHIA LOVE, who was armed with a .38 caliber revolver, entered the Union Grocery store located at 300 West Roosevelt Boulevard in Philadelphia, Pennsylvania.

7. Defendants JUAN C. COLON, who had covered his face with a ski mask,

and DESHIA LOVE brandished their guns, demanded money from the restaurant employees, stole approximately \$400 in cash from the cash register and a .38 caliber, Smith and Wesson revolver, serial number CAE7025, from an employee and fled.

#### **George's Pizza Restaurant Armed Robbery**

On or about April 2, 2005:

8. Defendants JUAN C. COLON, who was armed with a .38 caliber revolver, and DESHIA LOVE, who was armed with a semi-automatic handgun, entered George's Pizza, located at 1363 East Lycoming Avenue in Philadelphia, Pennsylvania, brandished their guns, and ordered the employees to lie on the floor.

9. Defendant DESHIA LOVE ordered an employee to open the cash register and give him the money, stole approximately \$250, and fled.

10. JUAN C. COLON demanded money from an employee, stole approximately \$275 and a .22 magnum caliber, North American Arms revolver, serial number R-6114, and fled.

#### **The Sunoco A-Plus Mini Market Armed Robbery**

On or about April 2, 2005:

11. Defendants JUAN C. COLON and DESHIA LOVE, who was armed with a semi-automatic handgun, entered the Sunoco A-Plus Mini Market, located at 3670 Richmond Street in Philadelphia, Pennsylvania, brandished the gun, and demanded money.

12. Defendant JUAN C. COLON went behind the counter and stole approximately \$400 from two cash registers, cigarettes, and cigars.

13. Defendant DESHIA LOVE ordered a store employee into a storeroom and

both defendants fled in a white Lincoln Town Car driven by defendant JAVIER SALGADO.

All in violation of Title 18, United States Code, Section 1951(a).

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. Paragraph 1.a. of Count One of this indictment is incorporated here.
2. On or about March 9, 2005, in Philadelphia, in the Eastern District of

Pennsylvania, defendant

**JUAN C. COLON**

and Person #1, unknown to the grand jury (Person # 1), obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, by robbery, in that, defendant JUAN C. COLON and Person # 1 unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, cash from the Garcia Grocery store, located at 200 Westmoreland Street in Philadelphia, Pennsylvania, in the presence of employees of the Garcia Grocery store and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to the employees of the Garcia Grocery store, that is, by brandishing a gun, assaulting an employee with a gun, demanding money, and threatening employees of the Garcia Grocery store.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES:**

On or about March 9, 2005, in Philadelphia, in the Eastern District of  
Pennsylvania, defendant

**JUAN C. COLON**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, that is a 9  
mm semi-automatic pistol, during and in relation to a crime of violence for which he may be  
prosecuted in a court of the United States, that is, conspiracy to interfere with commerce by  
robbery, and interference with commerce by robbery, in violation of Title 18, United States  
Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.



**COUNT FOUR**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. Paragraph 1.b. of Count One of this indictment is incorporated here.
2. On or about March 9, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**JUAN C. COLON and  
DESHIA LOVE**

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, by robbery, in that, defendants JUAN C. COLON and DESHIA LOVE unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, cash from the Pizza Shoppe restaurant, located at 1500 Lycoming Avenue in Philadelphia, Pennsylvania, in the presence of employees of the Pizza Shoppe restaurant and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to the employees of the Pizza Shoppe restaurant, that is, by brandishing guns, demanding money, and threatening employees of the Pizza Shoppe restaurant.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT FIVE**

**THE GRAND JURY FURTHER CHARGES THAT:**

2. On or about March 9, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**JUAN C. COLON and  
DESHIA LOVE**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, conspiracy to interfere with commerce by robbery, and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**COUNT SIX**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. Paragraph 1.c. of Count One of this indictment is incorporated here.
2. On or about March 10, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**JUAN C. COLON and  
DESHIA LOVE**

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, by robbery, in that, defendants JUAN C. COLON and DESHIA LOVE unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, cash and a firearm from the Union Grocery store, located at 300 West Roosevelt Boulevard in Philadelphia, Pennsylvania, in the presence of employees of the Union Grocery store and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to the employees of the Union Grocery store, that is, by brandishing a gun, demanding money, and threatening employees of the Union Grocery store.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT SEVEN**

**THE GRAND JURY FURTHER CHARGES:**

On or about March 10, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**JUAN C. COLON and  
DESHIA LOVE**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, conspiracy to interfere with commerce by robbery, and interference with commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**COUNT EIGHT**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. Paragraph 1.d. of Count One of this indictment is incorporated here.
2. On or about April 2, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**JUAN C. COLON and  
DESHIA LOVE**

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, by robbery, in that, defendants JUAN C. COLON and DESHIA LOVE unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, cash and a firearm from the George's Pizza restaurant, located at 1363 Lycoming Avenue in Philadelphia, Pennsylvania, in the presence of employees of the George's Pizza restaurant and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to the employees of the George's Pizza restaurant, that is, by brandishing a gun, demanding money, and threatening employees of the George's Pizza restaurant.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT NINE**

**THE GRAND JURY FURTHER CHARGES:**

On or about April 2, 2005, in Philadelphia, in the Eastern District of  
Pennsylvania, defendants

**JUAN C. COLON and  
DESHIA LOVE**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and  
in relation to a crime of violence for which they may be prosecuted in a court of the United  
States, that is, conspiracy to interfere with commerce by robbery, and interference with  
commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**COUNT TEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. Paragraph 1.e. of Count One of this indictment is incorporated here.
2. On or about April 2, 2005, in Philadelphia, in the Eastern District of

Pennsylvania, defendants

**JUAN C. COLON,  
DESHIA LOVE and  
JAVIER SALGADO**

obstructed, delayed and affected commerce and the movement of articles and commodities in commerce, by robbery, in that, defendants JUAN C. COLON, DESHIA LOVE and JAVIER SALGADO unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, cash from the Sunoco A-Plus Mini Market, located at 3670 Richmond Avenue in Philadelphia, Pennsylvania, in the presence of an employee of the Sunoco A-Plus Mini Market and against his will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to the employee of the Sunoco A-Plus Mini Market, that is, by brandishing a gun, demanding money, and threatening employees of the Sunoco A-Plus Mini Market.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT ELEVEN**

**THE GRAND JURY FURTHER CHARGES:**

On or about April 2, 2005, in Philadelphia, in the Eastern District of  
Pennsylvania, defendants

**JUAN C. COLON,  
DESHIA LOVE and  
JAVIER SALGADO**

knowingly used and carried, and aided and abetted the use and carrying of, a firearm, during and  
in relation to a crime of violence for which they may be prosecuted in a court of the United  
States, that is, conspiracy to interfere with commerce by robbery, and interference with  
commerce by robbery, in violation of Title 18, United States Code, Sections 1951(a) and 2.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.



**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

As a result of the violations of Title 18, United States Code, Section 924(c), set forth in this indictment, defendants

**JUAN C. COLON,  
DESHIA LOVE and  
JAVIER SALGADO**

shall forfeit to the United States of America, the firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- (1) one Norinco China, Model 213, 9 mm semi-automatic pistol, serial number 614577, and four live rounds of ammunition; and
- (2) one Harrington and Richardson, Inc., Model 929, .22 caliber revolver, serial number obliterated.

All pursuant to Title 18, United States Code, Section 924(d), and Title 28, United States Code, Section 2461(c).

**A TRUE BILL:**

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**FOREPERSON**

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**PATRICK L. MEEHAN  
UNITED STATES ATTORNEY**